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after initial filing)

Application Number	10/015,518
Filing Date	December 13, 2001
First Named Inventor	Ian James Rickards
Art Unit	3671
Examiner Name	Gary S. Hartmann
Attorney Docket No.	750036.401C1

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) _____ <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) (<i>please identify below</i>): _____ _____ _____
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name	Susan D. Betcher	Customer Number
		00500
Signature		
Date	October 12, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ian James Rickards
Application No. : 10/015,518
Filed : December 13, 2001
: METHOD FOR ASPHALT COMPACTION AND COMPACTION
APPARATUS



Examiner : Gary S. Hartmann
Art Unit : 3671
Docket No. : 750036.401C1
Date : October 12, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents:

In response to the Restriction Requirement dated September 9, 2004, applicant hereby provisionally elects with traverse, Group I, claims 1-13 and 16-18, for examination at this time.

The Examiner states in his Restriction Requirement that the inventions listed as Group I and II do not relate to a single general inventive concept under PCT Rule 13.1 because they lack the same or corresponding special technical features. Applicant respectfully disagrees. Applicant directs the Examiner to the issued priority document, namely, U.S. Patent No. 6,350,082 B1, which included both method and apparatus claims directed toward the present invention. A Restriction Requirement was not issued in this parent application. Applicant therefore contends that the presently pending method and apparatus claims from Group I and II do relate to a single general inventive concept and therefore traverse the restriction requirement.

Respectfully submitted,
Seed Intellectual Property Law Group PLLC


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